

# **Federal Contractors & Subcontractors E-Verify Rule**

**Effective September 8th, 2009**

The final rule requiring the use of E-Verify will affect federal contractors and subcontractors who are awarded a new contract after September 8, 2009 that includes the Federal Acquisition Regulation (FAR) E-Verify Clause. Federal contractors and subcontractors may not use E-Verify to verify current employees until the rule becomes effective on September 8<sup>th</sup> and they are awarded a contract that includes the FAR E-Verify Clause.

This rule that mandates the use of E-Verify is a result of Executive Order 12989, amended by President George W. Bush on June 6, 2008, directing federal agencies to require federal contractors and subcontractors to agree to electronically verify the employment eligibility of their employees. Federal contractors and subcontractors must agree to use E-Verify to confirm the employment eligibility of all employees hired during a contract term and to confirm the employment eligibility of current employees who perform contract services for the federal government. E-Verify compares information from the Employment Eligibility Verification Form I-9 against federal government databases to verify workers' employment eligibility to help deter unauthorized individuals from attempting to work and help employers avoid employing unauthorized aliens.

The federal contractors rule also extends the use of E-Verify to federal contractors and subcontractors receiving American Recovery and Reinvestment Act (ARRA) funds.

U.S. Citizenship and Immigration Services (USCIS) published an E-Verify website that includes information on getting started with E-Verify as well as a list of helpful frequently asked questions. This page can be found at [www.uscis.gov/e-verify](http://www.uscis.gov/e-verify).